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8 **Attorneys for Cross-Defendants**

Little Rock Sand and Gravel, Inc.;
9 The George and Charlene Lane Family Trust,
The Frank and Yvonne Lane 1993 Family Trust,
10 Dated March 5, 1993, as Restated July 20, 2000,
Monte Vista Building Sites, Inc., A.V. Materials,
11 Inc.; Holliday Rock Co., Inc., successor in interest to
Littlerock Aggregate CO., Inc. dba Antelope Valley Aggregate, Inc.
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14 SUPERIOR COURT OF THE STATE OF CALIFORNIA
15 COUNTY OF LOS ANGELES

16 Coordination Proceeding Special Title
(Rule 1550 (b))

Judicial Council Coordination No. 4408
[Assigned to Hon. Jack Komar; Dept. 17]

17 **ANTELOPE VALLEY GROUNDWATER**
18 **CASES**

Santa Clara Case No.: 1-05-CV-049053

19 **DECLARATION OF GEORGE M. LANE**
20 **FOR PHASE 5 TRIAL**

21 Included **CONSOLIDATED** Actions:

22 Los Angeles County Waterworks District No.
40 vs. Diamond Farming Company
23 Los Angeles Superior Court Case No.
BC325201

Trial Date: February 10, 2014
Time: 9:00 a.m.
Dept.: Old Dept. 1; Room: 222

24 Los Angeles County Waterworks District No.
40 vs. Diamond Farming Company
25 Kern County Superior Court Case No. S-1500-
CV-254348 NFT

26 Diamond Farming Company vs. City of
27 Lancaster Riverside County Superior Court
28 Lead Case No. RIC 344436 [Consolidated w/
Case Nos. 344668 & 353840]

1 Willis v. Los Angeles County Waterworks)
2 District No. 40; Los Angeles Superior Court)
3 Case No. BC 364553)

4 Wood v. Los Angeles County Waterworks)
5 District No. 40; Los Angeles Superior Court)
6 Case No. BC 391869)

7 **DECLARATION OF GEORGE M. LANE**

8 I, GEORGE M. LANE, declare:

9 1. I am a trustee for the George and Charlene Lane Family Trust, a party to this
10 action. I am an officer of the following corporations that are parties to this action: Little Rock
11 Sand and Gravel, Inc., Monte Vista Building Sites, Inc., and A.V. Materials, Inc. I am also an
12 authorized representative of the Frank and Yvonne Lane 1993 Family Trust, Dated March 5,
13 1993, as Restated July 20, 2000. Each of these corporations and trusts are affiliated with my
14 family (the "Lane Family"). I have personal knowledge of each fact herein and would
15 competently testify thereto under oath.

16 2. I make this declaration for the purpose of establishing facts that can be stipulated
17 to by the parties, and in lieu of trial testimony if such stipulation(s) can be reached.

18 3. Two of the Lane Family's properties, the "Ranch Property" and the "Godde Pass
19 Property," have received State Water Project ("SWP") water from the Antelope Valley-East
20 Kern Water Agency ("AVEK") since about 1980.

21 4. The Ranch Property is currently owned by the Frank and Yvonne Lane 1993
22 Trust. The Ranch Property is located at Avenue "L" and 60th Street West in Lancaster,
23 California. The property consists of the following contiguous parcels comprising approximately
24 60 acres: APNs 3102-027-034, 035,036,037, and 040-045. The Lane Family has owned the
25 Ranch Property since before 1970.

26 5. The Godde Pass Property is currently owned by the George and Charlene Lane
27 Family Trust. The Godde Pass Property is located in the hills above Avenue "N" and 70th Street
28 West in Palmdale, California. The property consists of the following contiguous parcels

1 comprising approximately 1,200 acres: APNs 3205-001-056, 057, 059, 060, 068, 069, 071-082,
2 and 085. The Lane Family has owned the Godde Pass Property since before 1970.

3 6. On the Ranch Property there exists one groundwater well constructed prior to
4 1980, and operated annually since its construction to pump groundwater for use on the Ranch
5 Property. The groundwater uses on the Ranch Property have historically included the growing of
6 pasture grass and alfalfa, the maintenance of horse corrals, including dust control, the watering
7 of cows, calves and horses, and irrigation of trees and landscape.

8 7. On the Godde Pass Property there exist three groundwater wells constructed prior
9 to 1980, and operated annually since their construction to pump groundwater for use on the
10 Godde Pass Property. The groundwater uses on the Godde Pass Property have historically
11 included the watering of cows and calves by means of stock water troughs, and irrigation of
12 deciduous and conifer trees.

13 8. In 1975 and 1976 the Lane Family entered into water service agreements with
14 AVEK for the Godde Pass Property and Ranch Property, respectively (see Trial Exhibits 5-
15 LANE-2 and 5-LANE-3), pursuant to which the Lane Family would purchase, and AVEK would
16 sell, SWP water for use on the properties.

17 9. Beginning in about 1980, after the construction of water service connections and
18 turnouts for the Ranch Property and the Godde Pass Property, AVEK began delivering SWP
19 water to such properties, and the Lane Family received and paid for such water.

20 10. The AVEK Water Deliveries Report, attached as "Exhibit 3" to AVEK's
21 Proposed Stipulation of Facts for Phase 5 Trial, which contains annual delivery figures for
22 AVEK customers for the period of 1976-2013, shows the following amounts of SWP water
23 purchased by the Lane Family and delivered to the Ranch Property and the Goode Pass Property:

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Year	AVEK Water Delivered to Ranch Prop. 60thW&L-11 acre-feet	AVEK Water Delivered to Godde Pass Property acre-feet	Total acre-feet
1980	12	5	17
1981	24	4	28
1982	22	7	29
1983	29	8	37
1984	32	9	41
1985	35	7	42
1986	40	8	48
1987	47	6	53
1988	69	7	76
1989	63	11	74
1990	62	11	73
1991	27	7	34
1992	21	10	31
1993	22	21	43
1994	35	23	58
1995	22	17	39
1996	28	17	45
1997	26	15	41
1998	23	9	32
1999	38	13	51
2000	45	16	61
2001	17	15	32
2002	26	18	44
2003	30	18	48
2004	48	12	60
2005	42	16	58
2006	6	17	23
2007	6	15	21
2008	6	9	15
2009	6	13	19
2010	6	15	21
2011	6	13	19
2012	6	13	19
2013	6	16	22
	933	421	1354

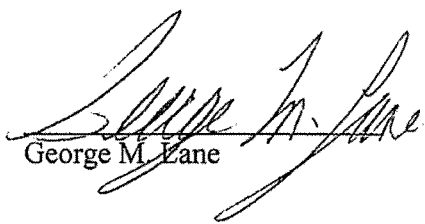
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11. The SWP water purchased by the Lane Family was used on the Ranch Property and Godde Pass Property for the same purposes as pumped groundwater as set forth in paragraphs 6 and 7, above.

12. I am informed and believe that a portion of the SWP water so used percolates to and augments the groundwater below the Ranch Property and Godde Pass Property, and that such groundwater, as so augmented, has been pumped from the wells located on the Ranch Property and Godde Pass Property.

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Executed on February 17, 2014 at Lancaster, California.



George M. Lane

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PROOF OF SERVICE

STATE OF CALIFORNIA }
 }
COUNTY OF LOS ANGELES }

I, Felicia Herbstreith am employed in the County of Los Angeles, State of California. I am over the age of 18 and not a party to the within action; my business address is: 601 West Fifth Street, Suite 1100, Los Angeles, California 90071.

On February ¹⁸~~17~~, 2014, I served the foregoing document described as:

DECLARATION OF GEORGE M. LANE FOR PHASE 5 TRIAL on the interested parties in this action by posting the document listed above to the Santa Clara County Superior website in regard to the Antelope Valley Groundwater Adjudication matter, pursuant to the Electronic Filing and Service Standing Order of Judge Komar.

I declare under penalty of perjury under the laws of the State of California that the above is true and correct.

Executed on February ¹⁸~~17~~, 2014, at Los Angeles, California.

/s/ Felicia Herbstreith
Felicia Herbstreith